



PATENT
ATTORNEY DOCKET NO. 051726-0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Jonathan H. Bari, et al.)
Application No. 09/759,225) Group Art Unit: 2131
Filed: January 16, 2001) Examiner: M. Vaughan
For: METHOD AND SYSTEM FOR SECURE)
REGISTRATION, STORAGE,)
MANAGEMENT AND LINKAGE OF)
PERSONAL AUTHENTICATION)
CREDENTIALS DATA OVER A)
NETWORK)

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Sir:

PETITION TO SUSPEND RULES UNDER 37 C.F.R. § 1.183

In accordance with 37 C.F.R. § 1.183, Applicants request suspension of requirements of 37 C.F.R. § 1.131.

The above-noted application lists three inventors, Jonathan H. Bari, Scott R. Elkins, and Joshua Hartmann. Claims 1-43 stand rejected under 35 U.S.C. § 102(a) as being unpatentable over Novell's "Digitalme" publication dated October 5, 1999 (hereinafter referred to as "Novell"). In the response submitted concurrently herewith, Applicants respectfully assert that the Novell publication should be removed as prior art in the present application because the inventions of the present application, as claimed in claims 1-43, were actually conceived and reduced to practice before the publication of the cited document. Accordingly, Applicants

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submit concurrently herewith a Declaration under 37 C.F.R. § 1.131 (the "*Declaration*") by Jonathan H. Bari, one of the three inventors. However, 37 C.F.R. § 1.131 and MPEP § 715.04 specify that all inventors of the claimed subject matter submit a declaration.

In the above-noted application, only one of the three inventors, Jonathan H. Bari, participated in the meetings and discussions with the graphic artist, and with the registering of the Web site, described in the *Declaration* relating to an actual reduction to practice prior to October 1999. The inventive participation of Scott R. Elkins and Joshua Hartmann related to other actions regarding conception and actual reduction to practice. Thus, Mr. Elkins and Mr. Hartmann would be unable to declare the work set forth in the *Declaration*.

Therefore, Applicants respectfully submit that a declaration by Mr. Elkins and Mr. Hartmann is not appropriate or necessary to establish conception and a date of reduction prior to October 1999. Thus, Applicants respectfully request that the *Declaration* be accepted with only the statements of one inventor, Jonathan H. Bari.

Applicants enclose concurrently herewith the appropriate fee set forth in 37 C.F.R. § 1.17(h) for the filing of this paper. If there are any additional fees due in connection with the filing of this paper, please charge the fees to our Deposit Account No. 50-0310. If there is any

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overpayment associated with the filing of this paper, please credit the overpayment to our
Deposit Account 50-0310.

Respectfully submitted,

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Dated: November 19, 2004

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